

B1 (Official Form 1)(4/10)

United States Bankruptcy Court Northern District of California				Voluntary Petition	
Name of Debtor (if individual, enter Last, First, Middle): Hacienda Gardens, LLC			Name of Joint Debtor (Spouse) (Last, First, Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):			All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):		
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 20-0856796			Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)		
Street Address of Debtor (No. and Street, City, and State): 21710 Stevens Creek Blvd., #200 Cupertino, CA			Street Address of Joint Debtor (No. and Street, City, and State):		
<div style="text-align: right;">ZIP Code</div> 95014			<div style="text-align: right;">ZIP Code</div>		
County of Residence or of the Principal Place of Business: Santa Clara			County of Residence or of the Principal Place of Business:		
Mailing Address of Debtor (if different from street address):			Mailing Address of Joint Debtor (if different from street address):		
<div style="text-align: right;">ZIP Code</div>			<div style="text-align: right;">ZIP Code</div>		
Location of Principal Assets of Business Debtor (if different from street address above):					
Type of Debtor (Form of Organization) (Check one box)		Nature of Business (Check one box)		Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box)	
<input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)		<input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other		<input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding	
Tax-Exempt Entity (Check box, if applicable) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).		Nature of Debts (Check one box) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.			
Filing Fee (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.			Chapter 11 Debtors Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter). Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).		
Statistical/Administrative Information <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.				THIS SPACE IS FOR COURT USE ONLY	
Estimated Number of Creditors					
<input checked="" type="checkbox"/> 1-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> OVER 100,000					
Estimated Assets					
<input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input checked="" type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion					
Estimated Liabilities					
<input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input checked="" type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion					

Voluntary Petition

(This page must be completed and filed in every case)

Name of Debtor(s):
Hacienda Gardens, LLC**All Prior Bankruptcy Cases Filed Within Last 8 Years** (If more than two, attach additional sheet)

Location Where Filed: - None -	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:

Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet)

Name of Debtor: - None -	Case Number:	Date Filed:
District:	Relationship:	Judge:

Exhibit A

(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)

☐ Exhibit A is attached and made a part of this petition.**Exhibit B**

(To be completed if debtor is an individual whose debts are primarily consumer debts.)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b).

X _____
Signature of Attorney for Debtor(s) (Date)**Exhibit C**

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

- ☐ Yes, and Exhibit C is attached and made a part of this petition.
- ☒ No.

Exhibit D

(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)

☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition.

If this is a joint petition:

☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.**Information Regarding the Debtor - Venue**

(Check any applicable box)

- ☒ Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.
- ☐ There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.
- ☐ Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.

Certification by a Debtor Who Resides as a Tenant of Residential Property

(Check all applicable boxes)

- ☐
- Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)

(Name of landlord that obtained judgment)_____
(Address of landlord)

- ☐ Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and
- ☐ Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.
- ☐ Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

Voluntary Petition*(This page must be completed and filed in every case)*

Name of Debtor(s):

Hacienda Gardens, LLC**Signatures****Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X _____
Signature of Debtor

X _____
Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X **/s/ Robert G. Harris** _____
Signature of Attorney for Debtor(s)

Robert G. Harris #124678 _____
Printed Name of Attorney for Debtor(s)

Binder & Malter, LLP _____
Firm Name
2775 Park Avenue
Santa Clara, CA 95050

Address

(408) 295-1700 Fax: (408) 295-1531 _____
Telephone Number

May 24, 2010 _____
Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X **/s/ Ken Tersini** _____
Signature of Authorized Individual

Ken Tersini _____
Printed Name of Authorized Individual

Managing Member _____
Title of Authorized Individual

May 24, 2010 _____
Date

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.

☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X _____
Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

Address

X _____
Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

United States Bankruptcy Court
Northern District of California

In re **Hacienda Gardens, LLC**

Debtor(s)

Case No.

Chapter **11**

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
Alhambra and Sierra Springs P.O. Box 660579 Dallas, TX 75266-0579	Alhambra and Sierra Springs P.O. Box 660579 Dallas, TX 75266-0579	(800) 492-8377		11.95
AT&T Payment Center Sacramento, CA 95887-0001	AT&T Payment Center Sacramento, CA 95887-0001	(800) 750-2355		52,020.60
Biagini Properties, Inc. 333 W. El Camino Real, Ste. 240 Sunnyvale, CA 94087-1969	Biagini Properties, Inc. 333 W. El Camino Real, Ste. 240 Sunnyvale, CA 94087-1969	(408) 331-2300		125,875.00
Diamond Glass Co. 1030 Martin Avenue Santa Clara, CA 95050	Diamond Glass Co. 1030 Martin Avenue Santa Clara, CA 95050	(408) 986-8677		4,042.90
Giacalone Electrical Services, Inc. P.O. Box 397 Gilroy, CA 95021	Giacalone Electrical Services, Inc. P.O. Box 397 Gilroy, CA 95021	(408) 842-9655		22,882.40
HP Inspections, Inc. P.O. Box 26307 San Jose, CA 95159-6307	HP Inspections, Inc. P.O. Box 26307 San Jose, CA 95159-6307	(408) 288-8460		1,127.50
M Construction 43126 Osgood Road Fremont, CA 94539	M Construction 43126 Osgood Road Fremont, CA 94539	(510) 651-6981		375.00
MCG Architecture 1055 East Colorado Blvd. Suite 400 Pasadena, CA 91106	MCG Architecture 1055 East Colorado Blvd. Suite 400 Pasadena, CA 91106	(626) 793-9119		3,398.38
Miller Morton Caillat & Nevis 25 Metro Dr., 7th Fl. San Jose, CA 95110	Miller Morton Caillat & Nevis 25 Metro Dr., 7th Fl. San Jose, CA 95110	(408) 292-1765		11,803.59
Mobile Modular Mgmt. Corp. P.O. Box 45043 San Francisco, CA 94145-0043	Mobile Modular Mgmt. Corp. P.O. Box 45043 San Francisco, CA 94145-0043	(925) 453-3302		314.73
Morris Steel Company, Inc. 2310 San Juan Hollister Rd. Hollister, CA 95023	Morris Steel Company, Inc. 2310 San Juan Hollister Rd. Hollister, CA 95023	(831) 630-1212		425.13

B4 (Official Form 4) (12/07) - Cont.
In re **Hacienda Gardens, LLC**

Case No. _____

Debtor(s) _____

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
PG&E P.O. Box 997300 Sacramento, CA 95899-7300	PG&E P.O. Box 997300 Sacramento, CA 95899-7300	(800) 743-5000		63.25
Reed Associates 477 S. Taaffe Ave. Sunnyvale, CA 94086	Reed Associates 477 S. Taaffe Ave. Sunnyvale, CA 94086	(408) 481-9020		4,810.00
San Jose Awning 755 Chestnut St. San Jose, CA 95110-1832	San Jose Awning 755 Chestnut St. San Jose, CA 95110-1832	(408) 350-7000		1,894.40
SCQ Construction 12100 Stevens Canyon Road Cupertino, CA 95014-5415	SCQ Construction 12100 Stevens Canyon Road Cupertino, CA 95014-5415	(408) 253-2512		61,257.04
SFO Color Graphics 891 W. Hamilton Ave. Campbell, CA 95008	SFO Color Graphics 891 W. Hamilton Ave. Campbell, CA 95008	(408) 379-6905		19.48
Signawest Systems, Inc. 7300 Central Ave., Ste. D Newark, CA 94560-4205	Signawest Systems, Inc. 7300 Central Ave., Ste. D Newark, CA 94560-4205	(510) 795-9999		2,077.83
United Site Services, Inc. 3408 Hillcap Ave. San Jose, CA 95136-1306	United Site Services, Inc. 3408 Hillcap Ave. San Jose, CA 95136-1306	(800) 322-2263		409.26
United Soil Engineering, Inc. 3476 Edward Ave. Santa Clara, CA 95054	United Soil Engineering, Inc. 3476 Edward Ave. Santa Clara, CA 95054	(408) 988-2990		2,800.00

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

I, the Managing Member of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date May 24, 2010Signature /s/ Ken Tersini

Ken Tersini
Managing Member

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.
18 U.S.C. §§ 152 and 3571.

Alhambra and Sierra Springs
P.O. Box 660579
Dallas, TX 75266-0579

AT&T
Payment Center
Sacramento, CA 95887-0001

Biagini Properties, Inc.
333 W. El Camino Real, Ste. 240
Sunnyvale, CA 94087-1969

Chase Bank
Royal Ridge Operation Center
P.O. Box 650528
Dallas, TX

Diamond Glass Co.
1030 Martin Avenue
Santa Clara, CA 95050

First Horizon
50 W. Broadway 10th Fl.
Salt Lake City, UT 84101

Giacalone Electrical Services, Inc.
P.O. Box 397
Gilroy, CA 95021

Heritage Bank
150 Almaden Blvd.
San Jose, CA 95113

HP Inspections, Inc.
P.O. Box 26307
San Jose, CA 95159-6307

M Construction
43126 Osgood Road
Fremont, CA 94539

Mark Tersini
21710 Stevens Creek Blvd., Ste. 200
Cupertino, CA 95014

MCG Architecture
1055 East Colorado Blvd.
Suite 400
Pasadena, CA 91106

Miller Morton Caillat & Nevis
25 Metro Dr., 7th Fl.
San Jose, CA 95110

Mobile Modular Mgmt. Corp.
P.O. Box 45043
San Francisco, CA 94145-0043

Morris Steel Company, Inc.
2310 San Juan Hollister Rd.
Hollister, CA 95023

PG&E
P.O. Box 997300
Sacramento, CA 95899-7300

Reed Associates
477 S. Taaffe Ave.
Sunnyvale, CA 94086

San Jose Awning
755 Chestnut St.
San Jose, CA 95110-1832

SCQ Construction
12100 Stevens Canyon Road
Cupertino, CA 95014-5415

SFO Color Graphics
891 W. Hamilton Ave.
Campbell, CA 95008

Signawest Systems, Inc.
7300 Central Ave., Ste. D
Newark, CA 94560-4205

Tersini Construction, Inc.
21710 Stevens Creek Blvd. #200
Cupertino, CA 95014

United Site Services, Inc.
3408 Hillcap Ave.
San Jose, CA 95136-1306

United Soil Engineering, Inc.
3476 Edward Ave.
Santa Clara, CA 95054